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CHRISTIAN NICHOLAS CLAUSTRO
7

8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA
10

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 vs.

14 CHRISTIAN NICHOLAS
CLAUSTRO,

15 Defendant.
16

Case No. 1:22-mj-00197-SAB

**UNOPPOSED MOTION TO MODIFY
CONDITIONS OF PRETRIAL RELEASE;
ORDER**

Judge: Hon. Erica P. Grosjean

17 Defendant Christian Nicholas Claustro hereby moves this Court for an order modifying
18 the conditions of his pretrial release to allow him to travel to Cabo San Lucas, Baja California,
19 Mexico, to attend his sister's wedding. Pretrial Services takes no position on this motion and,
20 instead, defers to the government and the Court. Counsel for the government has stated that she
21 does not oppose the motion.

22 On January 4, 2024, this Court ordered Mr. Claustro released on a \$20,000 bond secured
23 by two vehicle titles. *See* ECF #10. Amongst other conditions of release, Mr. Claustro was
24 ordered not to apply for or obtain a passport or any other travel documents during the pendency
25 of the case and to restrict his travel to the Central District of California, where he resides, and the
26 Eastern District of California for court-related purposes. *See id.*

27 Since his release on January 4, 2024, Mr. Claustro has resided in Rancho Cucamonga
28 with his father, who is also his third-party custodian. He has maintained contact with his Pretrial

1 Services Officer, participated in mental health counseling, and otherwise abided by the
2 conditions of his release.

3 The defense now requests that the Court temporarily modify the conditions of Mr.
4 Claustro's release to allow him to attend his sister's wedding in Cabo San Lucas. Specifically,
5 Mr. Claustro wishes to travel to Cabo San Lucas on May 27, 2023, and return on May 31, 2023.
6 The wedding is at the Hard Rock Hotel, which is an all-inclusive resort. The family does not
7 have plans to leave the resort during their stay. Mr. Claustro's mother and father will both be
8 present. In order to travel to Cabo San Lucas, Mr. Claustro would need to obtain a passport. He
9 is willing to surrender his passport immediately upon his return from Mexico.

10 On April 24, 2023, counsel for the government advised the undersigned via email that she
11 does not oppose the request, citing, among other considerations, Mr. Claustro's lack of criminal
12 history, his lack of ties to Mexico, and the short-term nature of the travel. On May 5, 2023,
13 Pretrial Services Officer Brian Bedrosian advised that Pretrial Services cannot take a position on
14 or recommend international travel and that his office would defer to the government and the
15 Court regarding Mr. Claustro's request.

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18 Respectfully submitted,

19 HEATHER E. WILLIAMS
20 Federal Defender

21 Date: May 5, 2023

/s/ Erin Snider
22 ERIN SNIDER
23 Assistant Federal Defender
24 Attorney for Defendant
25 CHRISTIAN NICHOLAS CLAUSTRO
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ORDER

Defendant Christian Nicholas Claustro's unopposed motion to modify the conditions of his pretrial release is hereby GRANTED. Mr. Claustro is authorized to travel to Cabo San Lucas, Baja California, Mexico from May 27, 2023, to May 31, 2023. He is directed to provide his itinerary to his Pretrial Services Officer in advance of the travel. Mr. Claustro is also authorized to obtain a passport for the purpose of traveling to Cabo San Lucas. He is directed to surrender his passport to the Clerk of Court within seven days of his return. Following his surrender of the passport, he may not apply for or obtain another passport or any other travel documents during the pendency of the case.

IT IS SO ORDERED.

Dated: May 8, 2023

/s/ Eric P. Grogan
UNITED STATES MAGISTRATE JUDGE